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Bethards@bethardslaw.com**FACSIMILE TRANSMISSION****Date:** 7/14/2006**Pages:** 18 w. cover**To:** Examiner Herng Der Day**From:** Charles W. Bethards**Company:** USPTO, Art Unit 2128**Fax No.:** 571-273-8300**Subject:** Response to May 15, 2006 Final Office Action: App. Serial No. 09/654,253  
• Amendment under 37 CFR 1.116 (17 pages)

Applicant(s): Recker et al Serial No.: 09/654,253 Filed: September 1, 2000 Title: MISMATCH MODELING TOOL	Atty. Dkt.: SC11244ZC/46-005 Group Art Unit: 2128 Examiner: <u>Herng Der Day</u>
<b>CERTIFICATE OF FACSIMILE TRANSMISSION under 37 CFR 1.8</b> I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 571-273-8300 on July 14, 2006 to the attention of Examiner Herng Der Day of AU 2128. Typed Name: Charles W. Bethards Signature: <u>Charles W. Bethards</u>	

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Appl. No.: 09/654,253  
Applicants: Recker, et al.  
Filed: September 1, 2000  
TC/A.U.: 2128  
Examiner: Day, Herng Der  
Docket No.: SC11244ZC/46-005  
Customer No.: 51894

Confirmation No. 5727

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Typed Name: Charles W. Bethards

Signature: *Charles W. Bethards***RESPONSE UNDER 37 CFR 1.116**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action of May 15, 2006 concerning the above-identified application, please consider the comments as follows:

**The Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.